IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

R.S.A. No. 1204 of 2007 (O&M)

DATE OF DECISION : 24.04.2007

Bhagwan Dev

.... APPELLANT

Versus

Ram Sawroop and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Sudhanshu Makkar, Advocate,
for the appellant.

This is plaintiff's Regular Second Appeal against the judgments and decree passed by both the courts below, whereby his suit for permanent injunction with regard to open plot marked as ABCD has been dismissed.

Both the courts below, after appreciating the evidence led by the parties, have recorded a finding of fact that the plaintiff has failed to prove his ownership as well as possession over the disputed plot. The plaintiff-appellant has not produced any document to show his ownership or possession. He is claiming possession only on the basis of the site plan, which has also not been proved in accordance with law.

After hearing counsel for the appellant and going through the judgments and decree, passed by the courts below, I do not find any ground to interfere in the aforesaid finding of fact. No illegality or perversity in the same has been pointed out by counsel for the appellant. No substantial question of law is involved in the appeal.

Dismissed.

April 24, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**